

Message Text

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PAGE 01 NEW DE 17097 241319Z

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ACTION NEA-10

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FM AMEMBASSY NEW DELHI

TO SECSTATE WASHDC 5904

C O N F I D E N T I A L NEW DELHI 17097

FOLLOWING TEL SENT ACTION NEW DELHI IMMEDIATE ON DEC 24, 1974.

NOW REPEATED FOR YOUR INFO.

QUOTE

C O N F I D E N T I A L CALCUTTA 2758

E.O. 11652: GDS

TAGS: CASC, PFOR, IN

SUBJ: HARCOS/FLETCHER

1. JUDGE CHAUDHURI IN SESSIONS COURT ON DEC 23, 1974 OVER PRO FORMA OBJECTIONS BY PUBLIC PROSECUTOR RULED THAT MS. DONOVAN MAY VISIT HARCOS AND FLETCHER TO DISCUSS FINANCIAL MATTERS, HIRING OF LAWYERS AND SIMILAR MATTERS RELATING TO THEIR DEFENSE.

2. SHE WILL BE ALLOWED TO VISIT THEM FIVE TIMES DURING HER STAY IN INDIA (EACH VISIT NOT TO EXCEED TWO HOURS) AND MAY NOT RPT NOT RECEIVE OR PASS TO THEM ANY DOCUMENTS. IT WAS FURTHER ORDERED THAT ALL CONVERSATIONS SHALL TAKE PLACE IN THE PRESENCE AND HEARING OF MR. DUDHWEWALA, ADVOCATE FOR HARCOS, AND IN THE PRESENCE BUT NOT RPT NOT THE HEARING OF THE INVESTIGATING OFFICER (I.O.). AT THE CONCLUSION OF THE FIVE VISITS, MS. DONOVAN MUST REPORT THIS FACT TO THE COURT.

3. PUBLIC PROSECUTOR DID NOT RPT NOT, AS USUAL, APPEAL DECISION TO HIGH COURT AND IN PRESENCE OF JUDGE CHAUDHURI ARRANGED WITH I.O. FOR MS. DONOVAN TO SEE HARCOS AND FLETCHER ON DECEMBER 24TH AND 26TH. DONOVAN INFORMED
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PAGE 02 NEW DE 17097 241319Z

DUDHWEWALA AFTER COURT THAT SHE ATTRIBUTES THE COURT'S

DECISION TO REPRESENTATION MADE TO CHIEF SECRETARY AND AIDE
TO CHIEF MINISTER BY CONSULATE GENERAL. SHE IS AS SHE TOLD
CONOFF IN AN QUOTE EUPHORIC MOOD UNQUOTE.

4. FOLLOWING SUBMISSION OF PETITION TO COURT ASKING THAT
MS. DONOVAN BE PERMITTED TO VISIT DEFENDANTS, ROSSELOT CALLED
ON CHIEF MINISTER'S AIDE, BHASKAR GHOSE AND CHIEF SECRETARY
GUPTA AS RECOMMENDED BY STATE 276926. BOTH WERE MOST POLITE,
SAID THEY UNDERSTOOD USG POSITION, AND TURNED TO OTHER
TOPICS OF CONVERSATION.
ROSSELOT
UNQUOTE MOYNIHAN

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